

Dkt. 05133

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

PCT

LUC THEMELIN et al

Serial No. 10/551,380

Filed: September 29, 2005

For: VENTILATED BRAKE PADS

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (Do/EO/US) mailed June 2, 2006, copy enclosed, Applicants submit that a correct and accurate translation of the PCT application into English was submitted on September 29, 2005.

The Notification states that the number of claims in the International application and the number of claims in the translation are not the same.

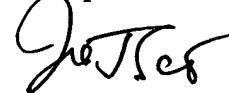
According to Applicants' records, the claims in the International application were Claims 1 through 13.

Claims 1 through 13 were also filed with the translation of the International application and found on pages 14 through 16 of the translation.

Applicants also submitted a translation of the annexes to the International Preliminary Examination Report including Claims 1 through 11 found on pages 17 and 18 of the translation. It is these claims which are to be examined, and which were amended in the Preliminary Amendment.

Hence, a complete and accurate translation of the application into English was submitted on September 29, 2005, and withdrawal of the Notification of Missing Requirements is requested.

Respectfully submitted,



Ira J. Schultz  
Registration No. 28666

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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 Alexandria, Virginia 22313-1450  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/551,380	Luc Themelin	05133

INTERNATIONAL APPLICATION NO.

PCT/FR04/00794

I.A. FILING DATE	PRIORITY DATE
03/30/2004	04/02/2003

23338  
 DENNISON, SCHULTZ, DOUGHERTY & MACDONALD  
 1727 KING STREET  
 SUITE 105  
 ALEXANDRIA, VA 22314

RECEIVED  
 JUN 6 2006

CONFIRMATION NO. 3132

371 FORMALITIES LETTER



\*OC000000019060872\*

NTFM Regs due: 8-02-06  
 11 Form due: 12-02-06

Date Mailed: 06/02/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/29/2005
- Copy of the International Search Report filed on 09/29/2005
- Copy of IPE Report filed on 09/29/2005
- Preliminary Amendments filed on 09/29/2005
- Information Disclosure Statements filed on 10/31/2005
- Oath or Declaration filed on 01/27/2006
- U.S. Basic National Fees filed on 09/29/2005
- Priority Documents filed on 09/29/2005
- Power of Attorney filed on 10/31/2005
- Specification filed on 09/29/2005
- Abstracts filed on 09/29/2005
- Drawings filed on 09/29/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
  - The number of claims in the International Application and the number of claims in the translation are not the same.
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** for English translation surcharge required.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

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Telephone: (703) 308-9140 EXT 206

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/551,380	PCT/FR04/00794	05133

FORM PCT/DO/EO/905 (371 Formalities Notice)